

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THE 1ST DAY OF APRIL 1998

BEFORE

THE HON'BLE MR. JUSTICE H.N. NARAYAN

CIVIL REVISION PETITION No.1054/1998

1. Smt. Revathi,
w/o. M.Jagadish,
aged about 45 years,
2. M. Ajay,
s/o. late M. Jagadish,
aged about 19 years,
3. Master Vijay,
aged about 15years,
minor, since represented by
1st Petitioner.

No.1 to 3 are residing at

No.167,

Dodda Anjaneya Temple

Street, Kolar-562 101.

:PETITIONERS

(BY Sri. H.N. Nanjundaiah, Adv.)

-vs-

1. K.V. Venkatachalapathi,
Father's name not known,

Major, residing at
No.1309/1311,
Devasandra Main Road,
Krishnarajpur,
Bangalore-560 036.

2. National Insurance Co.Ltd.,
Marathahalli near
Canara Bank,
Bangalore-560 037.

P.No.602202/620551/90,

Represented by its Divisional
Manager.

:RESPONDENTS

Civil Revision Petition is filed u/s.115
of CPC against the order dated 12.3.98 passed
in M.V.C.No.1729/91 on the file of the City
Civil Judge and MACT, Bangalore.

This C.R.P. coming on for Admission this
day, the court made the following:

ORDER

The Tribunal has granted certain compensation
on account of the death of the deceased in a

motor accident in favour of the petitioners i.e. the wife and children of the deceased. Certain amount has been ordered to be deposited in the name of the petitioners. Now, the petitioners 1 and 2 have approached the trial court on the ground that the second petitioner has attained majority and the amount is needed for the purchase of the house. The trial court has dismissed this application as the same is without any sufficient cause.

2. Having regard to the submission made, the amount of the minor which is in deposit cannot be released. However, the amount in deposit in the name of the petitioners 1 and 2 viz. Revathi and M.Ajay is released in their favour subject to the condition that they shall produce the copy of the sale deed in proof of the purchase of the house by them for residential purpose or someother document showing proper investment of the money within eight weeks from the date of receipt of this amount.

With these observations this petition is disposed of.

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Assistant Registrar
High Court of Karnataka
Bangalore-560 001

MVT R.BY: 10

C.BY: 18

Sd/-

JUDGE

X 100

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